

**BOARD OF APPEALS  
for  
MONTGOMERY COUNTY**

**Stella B. Werner Council Office Building  
100 Maryland Avenue, Room 217  
Rockville, Maryland 20850  
(240) 777-6600**

<http://www.montgomerycountymd.gov/boa/>

**WORKSESSION MINUTES**

**Second Floor Davidson Memorial Hearing Room**

**Wednesday, April 8, 2015**

**ACTION ITEMS:**

1. Minutes of March 25, 2015 Worksession.

Action: Approved, (CJS/ESR, 5-0).

2. **A-6461, Appeal of Richard Haislip** (Administrative Appeal). Withdrawal of appeal from Thomas S. Rand, Jr. Esquire.

Action: (1) Dismissed the administrative appeal as withdrawn; (2) granted the refund of the fees, (CJS/SBB, 5-0).

3. **CBA-2164, Petition of United Therapeutic Corporation** (Off-street Parking). Letter to the Board from Susan Reutershan, Esquire, requesting an administrative modification.

Action: Granted the administrative modification, [(SBB/ESR, 4-0), DKP-Recused]

4. **CBA-2212-A, Petition of Flower Valley Bath and Racquet Club, Inc.** (Community Swimming Pool). Letter to the Board from Jeanne Mendelson, President, submitting the annual report.

Action: Re-opened the record to include Ms. Mendelson's letter with attachment, (SBB/ESR, 5-0).

5. **CBA-3031, Petition of W. C. & A. N. Miller Development Company** (Private Club). Letter to the Board from George Clarke, Treasurer, Overlook Homeowners Association, requesting the transfer and modification of the special exception.

Action: (1) Granted the transfer; (2) approved the modification of the special exception, (CJS/SBB, 5-0).

6. **S-2551, Petition of Daniel Albert, Jr.** (Accessory Apartment). Letter to the Board from the Petitioner requesting modification of the special exception.

Action: Granted the administrative modification, (JHP/ESR, 5-0).

7. **S-2669, Petition of Oakview Recreation Corporation and SBA Monarch Towers III, LLC.** (Telecommunication Facility). Letter to the Board from Jim Michal, Esquire, requesting an administrative modification. [Large Exhibits: title sheet, site plan with details, compound and equipment location plan, monopole elevation, antenna mounting plan,, radio head and cable details, equipment layout and cabinet details, fiber distribution and PPC cabinet and mounting details].

Action: Granted the administrative modification, (SBB/JHP, 5-00).

8. **S-2817, Petition of Betty Feira** (Accessory Apartment). Memorandum to the Board from Martin L. Grossman, Director, OZAH returning the file and recommending dismissal as withdrawn.

Action: Dismissed with prejudice, (CJS/SBB, 5-0).

#### **DECISION ITEM**

9. **S-2880, Petition of Daniel and Kathleen Albert** (Equestrian Facility). Hearing Examiner's Report and Recommendation.

Action: (1) Adopted the Hearing Examiner's Report and Recommendation; (2) granted the special exception with conditions, (JHP/ESR, 5-0).

#### **PENDING ITEMS:**

10. **S-763 [S-763-A], Petition of Silver Spring Temple and Library Association** (Service Organization). Letter to the Board from Sean Hughes, Esquire, requesting an administrative modification. [Large exhibits: title sheet, site survey, roof and equipment location plan, building elevations, equipment details). Deferred administrative modification request until a special exception application has been approved for the telecommunications facility. [W/S 3/10/2010].
11. **S-2145, Petition of Southwestern Bell Mobile Systems, Inc.** (Telecommunication Facility). Letter to the Board from Karmen Rajamani, Zoning Manager, requesting a transfer of the special exception. Item deferred for confirmation of the transfer from Southwestern Bell Mobil Systems, Inc. [W/S 4/30/2008].

13. **CBA-2523, Petition of Nathan Brisker** (Motel). Memorandum to the Board from Barbara Cox, Inspector, Department of Permitting Services, recommending revocation of the special exception as the property has been rezoned and the use is now permitted. Item deferred (consensus) [W/S 3/25/15].

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